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March 19, 2002

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Re: Attorney Docket No.: MBM1250-2

This paper is a request for a Continued Prosecution Application under 37 C.F.R. § 1.53(d) of:

**Applicants** : Jim A. Wright, Aiping H. Young, Yoon S. Lee and Don Mills  
**Title** : NEUROPILIN ANTISENSE OLIGONUCLEOTIDE SEQUENCES AND METHODS OF USING SAME TO MODULATE CELL GROWTH  
**U.S. Application No.** : 09/296,264  
**Filing Date** : April 22, 1999  
**Attorney Docket No.** : MBM1250-2

The prior application was complete as defined by 37 C.F.R. § 1.51(b).

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein. The prior application is currently on Appeal.

The prior application is assigned of record to GENESENSE TECHNOLOGIES, INC., by virtue of an Assignment submitted to the Patent and Trademark Office for recording on June 16, 1999 at Reel No. 010034 and Frame No. 0027

03/22/2002 AWONDAF1 00000088 09296264

01 FC:231 370.00 OP  
02 FC:202 168.00 OP

<b>CERTIFICATION UNDER 37 CFR §1.10</b> "EXPRESS MAIL" Mailing Label Number: <b>EV 047296997 US</b> Date of Deposit: <b>March 19, 2002</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: Box CPA, Commissioner for Patents, Washington, D.C. 20231.	
<u>Mikhail Bayley</u> (Name of Person Mailing Paper)	
<u>Mikhail Bayley</u> (Signature)	March 19, 2002 (Date)

SILICON VALLEY SAN DIEGO SAN DIEGO/GOLDEN TRIANGLE SAN FRANCISCO AUSTIN SEATTLE SACRAMENTO

**GRAY CARY WARE & REIDENRICH LLP**

**BOX CPA**

U.S. Application No. : 09/296,264  
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March 19, 2002

Page Two



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This request includes Three (3) sheets, and the following:

- Petition for Extension of Time (one month);
- Check No. 504163 in the amount of \$593.00; and
- Return Receipt Postcard.

The entire disclosure of the prior application is considered as being part of the disclosure of accompanying application and is incorporated by reference.

This application is entitled to SMALL entity status. Fees are being paid herein at a small entity rate.

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	19- 20	=	0	X	\$09	\$18	=	\$ .00	\$ .00
Independent Claims	7 - 3	=	4	X	\$42	\$84	=	\$168.00	\$ .00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$140	\$280		\$ .00	\$ .00
					BASIC FEE			\$370.00	\$ 740.00
					TOTAL FEE			\$538.00	\$ .00

Enclosed is Check No. 504163 in the total amount of \$593.00; consisting of \$370.00 for the basic filing fee, \$168.00 for 4 additional independent claim over 3 independent claims, and \$55.00 for one month extension of time. Please apply any other required fees or any credits to Deposit Account No. 50-1355, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

**GRAY CARY WARE & FREIDENRICH LLP**

**BOX CPA**

U.S. Application No. : 09/296,264  
Filing Date : April 22, 1999  
Attorney Docket No. : MBM1250-2

March 19, 2002

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Please send all correspondence to:

**Lisa A. Haile, J.D., Ph.D.**  
Gray Cary Ware & Freidenrich LLP  
4365 Executive Drive, Suite 1100  
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Respectfully submitted,

**GRAY CARY WARE & FREIDENRICH LLP**



Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
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**Date:** March 19, 2002

LAH/meg

Enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/296,264	04/22/1999	1635	766	032396-043	12	16	6

CONFIRMATION NO. 8152

## CORRECTED FILING RECEIPT



\*OC000000007725700\*

Lisa A. Haile, Ph.D  
GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive  
Suite 1100  
San Diego, CA 92121

Date Mailed: 03/27/2002

Receipt is acknowledged of a CPA in this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

JIM A. WRIGHT, TORONTO, CANADA;  
AIPING H. YOUNG, TORONTO, CANADA;  
YOON S. LEE, DON MILLS, CANADA;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/082,791 04/23/1998

## Foreign Applications

If Required, Foreign Filing License Granted 05/11/1999

CPA filed on: 03/19/2002

Projected Publication Date: 07/04/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

NEUROFILIN ANTISENSE OLIGONUCLEOTIDE SEQUENCES AND METHODS OF USING SAME TO  
MODULATE CELL GROWTH

## Preliminary Class

514

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**NOT GRANTED**

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